IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTY SECOND DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE DR JUSTICE G.YETHIRAJULU

WRIT PETITION NO : 16964 of 2004

Between:

P. Shyam Sunder S/o. Veeranarayana
R/o. 1-44, Bheemaram, Hanamkonda, Warangal District.

..... PETITIONER

AND

1 Andhra Pradesh State Road Transport Corporation, Musheerabad, Hyderabad, Rep. by its Vice Chairman & Managing Director.
2 Chief Civil Engineer-II, APSRTC, Musheerabad, Hyderabad.
3 The Executive Engineer, APSRTC, Warangal Division, Warangal.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to Issue an order direction or writ particularly one in the nature of writ Mandamus or any other appropriate writ declaring the action of the respondents in not paying the Standard Schedule Rates (Skilled Wages(ITI) notified by Government of A.P., for the year 2002-2003 on par with others is illegal and arbitrary; and consequently direct the respondents to pay Standard Schedule Rates notified by Government of A.P for the year 2002-2003 to the Skilled Wages (ITI) and also release the arrears and continue to pay the wages and pass.

Counsel for the Petitioner: MR.G.VIDYASAGAR

Counsel for the Respondents: SMT.P.RAJANI REDDY(SC for APSRTC)

The Court at the admission stage made the following :

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THE HONOURABLE Dr. JUSTICE G. YETHIRAJULU

WRIT PETITION No. 16964 of 2004

ORDER:

The petitioner contends that he is working as a Work Inspector in Civil Engineering Department of the Respondent-Corporation since 01.01.1992. As per the Standard Schedule of Rates for the year 2002-2003 fixed by the R& B Head Quarter Circle, Hyderabad, Andhra Pradesh, the petitioner is entitled to the wages at the rate of Rs.137/- per day for the year 2002-2003.

The grievance of the petitioner is that he is paid only Rs.94/- per day in the unskilled worker category, though he is working as a Work Inspector in the Civil Engineering Department. The respondents denied to pay the wages of a skilled worker, on the ground that there is a doubt about the genuineness of the I.T.I. Certificate produced by him. An Industrial Training Institute of Warangal, addressed a letter to the Vigilance & Security Officer of the Corporation, Karimnagar zone, on 12.04.2004, confirming that the I.T.I. certificate issued to the petitioner is a genuine one.

In the light of the material placed by the petitioner, the respondents 2 and 3 are directed to go through the letter of the I.T.I. dated 12.4.2004 and after satisfying about the genuineness of the I.T.I. Certificate, they shall extend the benefit of the wages of a skilled worker to the petitioner by passing an order to that effect, within eight weeks from the date of receipt of a copy of this order.

Accordingly, the Writ Petition is disposed of. No order as to costs.

22nd September, 2004

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Copies to:

1 the Vice Chairman & Managing Director, Andhra Pradesh State Road Transport Corporation, Musheerabad, Hyderabad,
2 Chief Civil Engineer-II, APSRTC, Musheerabad, Hyderabad.
3 The Executive Engineer, APSRTC, Warangal Division, Warangal.

4. Two C.D. copies.